IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

FRIDAY, THE NINTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHI

AND
THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL NO : 965 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 06/11/2003 in WP NO: 16705 OF 2002 on the file of the High Court.)

Between:

1 The vice-Chairman And Managing Director , AP. Scheduled Caste Co-Operative Finance Corporation, Limited , Masabtank, Hyderabad.
2 District Collector, The Ranga Reddy Dist. S.C.Service Cooperative Society Ltd., R.R.District .

..... APPELLANTS

AND

N.Shanker Narayana Incharge Dy. Executive Engineer , RR Dist. Sch. Caste Ser.Coop. Society Limited , RR.District

.....RESPONDENT

Counsel for the Appellants:MR.M.V.S.SURESH KUMAR

Counsel for the Respondent No.: MR.NUTY RAM MOHAN RAO

The Court made the following :

JUDGMENT: (PerG.B.J.)

The writ appeal is filed against the order passed by the single Judge in W.P.M.P.No.20926/2002 and WV.M.P.No.3124/2003 in W.P.No.16705/2002 dated 6-11-2003.

2. The respondent herein filed the above writ petition challenging the Order of his suspension dated 23-07-2002. While admitting the writ petition, the learned single Judge suspended the order of suspension by an order dated 3-09-2002. Thereafter, the appellants herein filed an application to vacate the said suspension in W.V.M.P.No.3124 of 2003. The learned single Judge after hearing the parties made the suspension absolute on 6-11-2003, against which the present Writ Appeal has been filed.

3 . The learned counsel for the appellants submit that the learned single Judge ought to have vacated the suspension instead of making the suspension absolute. Inasmuch as it is only the suspension order, the learned single Judge ought to have interfered

with the same and vacated the same.

4. We are afraid we can accept the contention raised by the learned counsel for the appellants in as much as the suspension order was suspended in September, 2002 and the same was also made absolute on 6-11-2002, we are not inclined to interfere with the order of the learned single judge, however, we find it desirable that the Writ Petition itself should be disposed of expeditiously.

5 . Accordingly, the Writ Appeal is dismissed. The Writ Petition No.16705/2002 shall be posted for final hearing on 16-08-2004. No costs.

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G.BIKSHAPATHI,J.

_____ B.SESHASAYANA REDDY,J.

Dated 09-07-2004.

Dvs

To

1. N.Shanker Narayana Incharge Dy. Executive Engineer , RR Dist. Sch. Caste Ser.Coop. Society Limited , RR.District.

2. Two CDs.

3. S.O., Writ Posting Sec.